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18 **UNITED STATES DISTRICT COURT**
19 **DISTRICT OF NEVADA**

20 WILLIAM J. BERRY, JR.; CYNTHIA
21 FALLS; SHANE KAUFMANN,

22 Plaintiffs,

23 vs.

24 DESERT PALACE, INC. d/b/a CAESARS
25 PALACE; et al.,

26 Defendants.

Case No.: 2:17-cv-00019-GMN-PAL

**STIPULATION FOR PLAINTIFFS'
REQUEST FOR AN ORDER TO
EXTEND DEADLINE FOR
PLAINTIFFS TO FILE A
RESPONSE TO DEFENDANT'S
MOTION TO SEVER PLAINTIFF
WILLIAM J. BERRY, JR. [ECF NO.
29]**

(Second Request)

27 TO: THE COURT, ALL PARTIES AND THEIR COUNSEL OF RECORD.

28 Plaintiffs William J. Berry, Jr., Cynthia Falls, and Shane Kaufmann, and defendant
Desert Palace, Inc. d/b/a Caesars Palace, by and through their undersigned counsel, hereby
agree to a second extension of time for Plaintiffs to respond to Defendant's motion to
sever the claims of Plaintiff William J. Berry, Jr. [ECF No. 29] (motion filed on September
15, 2017). Under FRCP, the local rules, and a prior extension, Plaintiffs' response is
currently due the date of this filing, October 9, 2017. This second extension is being
requested by Plaintiffs' counsel to allow the parties to continue their discussions regarding

1 setting up and scheduling a mediation session and a potential stay of the case pending
2 mediation.

3 Accordingly, in the interest of minimizing attorneys' fees and costs and
4 encouraging professional courtesy for extensions and settlement discussions, the parties
5 are respectfully requesting a second brief extension on Plaintiffs' deadline to respond to
6 ECF No. 29. Upon finalizing the details for the mediation session, the parties will report
7 the same to the Court and may request a stay of litigation as to ECF No. 29. In the event
8 the parties decide against mediation, the parties agree that Plaintiffs' deadline to respond
9 to ECF No. 29 should be October 19, 2017.

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1 The parties have agreed to request Court approval of Plaintiffs' oppositional
2 response time to and including October 19, 2017. This extension will not unduly delay
3 this matter in any way.

4 DATED this 9th day of October, 2017.

DATED this 9th day of October, 2017.

5 **GILBERT & ENGLAND LAW FIRM**

FISHER & PHILLIPS LLP

6 /s/

/s/

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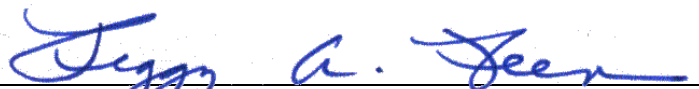
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16 **ORDER**

17 IT IS SO ORDERED this 18th day of October, 2017.

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20 United States Magistrate Judge